



Docket No.: 044XXF

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents; P. O. Box 1450; Alexandria, VA 22313-1450, on:

August 24, 2004

(date)

Lori G. Witkin

In re: Application of: Jerome SWARTZ, et al.

Serial No. : 10/616,363

Group Art Unit: 2872

Filed : July 9, 2003

Examiner: E. Cherry

For : SCAN MODULE FOR A BAR CODE
READER WITH A MAGNIFYING LENS

New York, New York
August 24, 2004

TERMINAL DISCLAIMER

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Symbol Technologies, Inc., assignee of all interests in the above-captioned application, hereby disclaims the terminal part of any patent granted on the above-captioned application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 5,966,230 and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the legal title to said

patent shall be the same as the legal title to U.S. Patent No. 5,966,230 this agreement to run

with any patent granted on the above-captioned application and to be binding upon the grantor, its successors or assigns.

Symbol Technologies, Inc. does not disclaim any terminal part of any patent granted on the above-captioned application prior to the expiration date of the full statutory term of **U.S. Patent No. 5,966,230** in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is held invalid, is statutorily disclaimed in whole or terminally disclaimed under 35 U.S.C. §1.32(a), has all claims canceled by reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The evidentiary documents accompanying or referred to in this Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

SYMBOL TECHNOLOGIES, INC.

By:



Alan Israel
Attorney for Applicants
Reg. No. 27,564

Dated: August 24, 2004